

SENATE No. 647

The Commonwealth of Massachusetts

PRESENTED BY:

Brian A. Joyce

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to worker protection in housing production.

PETITION OF:

NAME:

Brian A. Joyce

DISTRICT/ADDRESS:

Norfolk, Bristol and Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00763 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO WORKER PROTECTION IN HOUSING PRODUCTION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 40 of the General Laws is hereby amended by inserting after section 60A
2 the following new section:-

3 Section 61. A developer of a project containing in total of 50 or more housing units and a contractor or
4 subcontractor working on such a developer's behalf shall: (1.) meet all of the employer requirements of
5 Chapter 324 of the Acts of 2006, (2.) participate in a bona fide apprentice training program that is
6 approved by the Division of Apprentice Training, and (3.) properly classify and treat their employees as
7 employees for tax, unemployment insurance, workers compensation insurance and wage and hour
8 purposes. A state or municipal officer or agency that has issued a permit for such a project shall revoke
9 that permit if, after a hearing, the officer or agency finds a substantial violation of this section. A
10 municipal office or agency shall hold such an investigatory hearing no later than 21 days after receiving
11 credible evidence of a violation.